IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No. 8402 of 2004

Between:

D. Peddabbi, S/o D. Chenchaiah,
R/o D. No. 26/939, A.K. Nagar Nellore, Nellore District.

..... PETITIONER

AND

1 The Syndicate Bank, Rep. by Chairman & Managing Director,
Syndicate Bank, Head Office: Manipal, Karnataka.
2 The Chief Manager, Personnel Department Staff Welfare Division,
Syndicate Bank Head Office: Manipal, Karnataka.
3 The Deputy General Manager, Syndicate Bank, Zonal Office,

Personnel Section (Officer's Wing), Pioneer House,

Somajiguda, Hyderabad.
4 The Senior Branch Manager, Syndicate Bank, Main Branch, Nellore.

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the impugned proceedings in ref. No.3460/OTS/2003, dt 1-11-2003 as illegal, arbitrary, discriminative and unsustainable, resulting in violation of Articles 14 & 21 of the Constitution of India and consequently set a side the same by directing the respondents to settle the loan Account No.4/93 and 5/93 under OTS Scheme formulated under Circular No. 161-2003-BC-REC, dt 15-10-2003.

Counsel for the Petitioner : MR.KARNAMRAMESH

Counsel for the Respondents: MR.A.KRISHNAM RAJU

The Court made the following :

ORDER:

The petitioner availed loan from the respondents. He approached the fourth respondent Bank seeking permission to avail the benefit of one time settlement (OTS) scheme. By communication dt.1.11.2003 petitioner was informed that the proposal of the petitioner is not considered favourably. Aggrieved by the same, petitioner filed the present Writ Petition seeking a direction to respondents to settle the account of the petitioner under OTS.

After receiving notices, respondents 1 to 4 have filed a counter affidavit through Senior Branch Manager, Syndicate Bank Main Branch, Nellore. It is stated that petitioner paid the amount in full settlement of the housing loan after rejection of request for benefit of OTS and taken back title deed.

In that view of the matter, nothing survives in the Writ Petition. The Writ Petition is disposed of recording the averment made in the counter affidavit. No costs.

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(V.V.S.RAO, J)

4.11.2004

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To

1 The Chairman & Managing Director,
Syndicate Bank, Head Office: Manipal, Karnataka.
2 The Chief Manager, Personnel Department Staff Welfare Division,
Syndicate Bank, Head Office: Manipal, Karnataka.
3 The Deputy General Manager, Syndicate Bank, Zonal Office,

Personnel Section (Officer's Wing), Pioneer House,

Somajiguda, Hyderabad.
4 The Senior Branch Manager, Syndicate Bank, Main Branch, Nellore.

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